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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
ABILENE DIVISION

IN RE: § CASE NO. 13-10197-RLJ-13
§
RAY MICHAEL NEW, SR. §
§
§
§
DEBTOR § CHAPTER 13

DEBTOR'S MOTION TO EXTEND THE AUTOMATIC STAY
AND REQUEST FOR INTERIM RELIEF

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW, RAY MICHAEL NEW, SR., (herein Debtor), and files this *Motion to Extend the Automatic Stay* and Request for Interim Relief, and, in support thereof, would show the Court as Follows:

1. Debtor's Chapter 13 case was filed on August 5, 2013, in the Northern District of Texas, Abilene Division.
2. Debtor filed a prior Chapter 13 bankruptcy case, Case No. 12-10010-RLJ-13, in the Northern District of Texas, Abilene Division on January 13, 2012, and the said case was dismissed without prejudice on August 29, 2012, for failure to make timely payments to the Chapter 13 Trustee.
3. As a result of the Debtor's prior bankruptcy case, Case No. 12-10010-RLJ-13, pending within one year period before Debtor's current Chapter 13 case was filed and pursuant to the provisions of 11 U.S.C. §362(c)(3)(A), the automatic stay will terminate on the 30th day after filing Debtors' current Chapter 13 case.
4. Debtor will show this court the filing of Debtor's current Chapter 13 case is filed in good faith as to the creditors stayed.
5. The Court's next regular general docket to consider such a motion is on August 26, 2013 (less than 21 days from the filing of the motion). The following general docket is scheduled for October 3, 2013 (more than 30 days after the filing of the motion).

6. Unless the Court hears the Debtor's Motion to extend the Automatic Stay on its October 3, 2013, docket, it will be necessary to schedule a "special setting" to comply with the 30 day requirement of 11U.S.C. §362(c)(3)(B). Debtor requests the court to grant the Motion to Extend the Automatic Stay on an interim basis until the Motion can be heard on the October 3, 2013, docket.
7. If the Court grants the relief requested, Debtor's counsel will mail notice of the Motion to Extend the Automatic Stay and Request for Interim Relief to all creditors.
8. After a hearing on the motion, Debtor requests this Court Enter an Order continuing the Automatic Stay to all creditors for the duration of this Chapter 13 proceeding until such time the Automatic Stay is terminated under 11 U.S.C. 1362(c)(1), 11 U.S.C. §361(c)(2), or a Motion for Relief is granted under 11 U.S.C. §362(d) and for such further relief to which Debtors may be justly entitled.

WHEREFORE, PREMISES CONSIDERED, Debtor respectfully prays that the Court extend the automatic stay on an interim basis until hearing can be held on the Court's regular docket on October 3, 2013, and after such hearing prays the Court enter an Order continuing the Automatic Stay to all creditors for the duration of this Chapter 13 proceeding until such time the Automatic Stay is terminated under 11 U.S.C. 1362(c)(1), 11 U.S.C. §362(d)(2) or a Motion for Relief is granted under 11U.S.C. §362(d), and for such other relief at law and equity to which they may be entitled.

Respectfully submitted,
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/s/ Monte J. White
Attorney for Debtor

CERTIFICATE OF SERVICE

I hereby certify a copy of the foregoing *Motion to Extend the Automatic Stay and Notice of Hearing* was served on August 6, 2013, to the following parties by ECF and/or regular First Class mail:

Walter O'Cheskey
Standing Chapter 13 Trustee
6308 Iola
Lubbock, Texas 79424

Ray Michael New, Sr.
1617 Oak St.
Abilene, TX 79602

U.S. Trustee
1100 Commerce Street
Room 9C60
Dallas, Texas 75242

Also, attached Matrix

/s/Monte J. White
Attorney for Debtor

Abilene Used Auto Sales
497 E S 11th Street
Abilene, TX 79602

IRS Department
Attn: Dorothy Shields
1100 Commerce
Mail Code 5027
Dallas, Texas 75242

Toledo Fin
3105 S. 14th St.
Abilene, TX 79605

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Bayview Loan Servicing
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Coral Gables, FL 33146

Michael Reed
McCreary Veselka, Bragg & Allen
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West Central Tx Coll B
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Midland, TX 79701

Enhanced Recovery Corp
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Rafela Camacho
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Abilene, TX 79602

Hendrick Medical Center
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Service Bureau Inc
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